

subdivisions may NOT issue a commission or administer an oath of office to a candidate until that official has received this certification from the State Administrative Board of Election Laws.

(F) IF ANY PERSON ELECTED TO PUBLIC OFFICE HAS BEEN NOTIFIED PURSUANT TO SUBSECTIONS (C) OR (D) AND HAS FAILED TO FILE A REPORT OR STATEMENT REQUIRED BY §§ 26-11 OR 26-13(D) IN THE TIME REQUIRED, OR FAILED TO PAY ANY LATE FILING FEE DUE, THE BOARD SHALL CAUSE AN INVESTIGATION TO BE UNDERTAKEN AND SHALL NOTIFY THE ELECTED OFFICIAL AND AFFORD HIM THE OPPORTUNITY TO BE HEARD. IF THE BOARD DETERMINES, AFTER HEARING, THAT A REPORT OR STATEMENT REQUIRED BY §§ 26-11 OR 26-13(D) WAS NOT TIMELY FILED, THAT THE OFFICIAL WAS NOTIFIED PURSUANT TO SUBSECTIONS (C) OR (D), AND THAT THE FAILURE TO FILE HAS NOT BEEN CORRECTED AND LATE FILING FEES HAVE NOT BEEN PAID, THEN IT SHALL DIRECT THE APPROPRIATE FINANCIAL OFFICERS TO WITHHOLD THE SALARY OF THE ELECTED OFFICIAL UNTIL THE REPORT OR STATEMENT IS FILED AND ALL LATE FEES PAID AND TO WITHHOLD FROM FUTURE SALARY PAYMENTS A SUM OR SUMS WHICH EQUAL ANY AMOUNT PREVIOUSLY PAID TO THE ELECTED OFFICIAL FOR A PERIOD DURING WHICH HIS REPORT OR STATEMENT WAS IN DEFAULT.

(G) ALL LATE FILING FEES PAID SHALL BE TREATED AS A SPECIAL FUND AND SHALL BE PAID AND DISTRIBUTED AS FOLLOWS:

(1) FEES PERTAINING TO REPORTS OR STATEMENTS REQUIRED TO BE FILED WITH THE STATE ADMINISTRATIVE BOARD OF ELECTION LAWS SHALL BE FIRST APPLIED TO PAY THE EXPENSES OF COLLECTION AND OF ANY AUDITS OF FINANCIAL REPORTS AND STATEMENTS PERFORMED AT THE DIRECTION OF THE STATE ADMINISTRATOR. ANY BALANCE REMAINING AT THE END OF EACH FISCAL YEAR SHALL BE REMITTED TO THE STATE TREASURY AS PART OF THE GENERAL FUNDS OF THE STATE;

[[(2) FEES PERTAINING TO REPORTS OR STATEMENTS REQUIRED TO BE FILED ONLY WITH THE BOARD OF BALTIMORE CITY OR THE BOARD OF ONE OF THE COUNTIES SHALL BE PAID TO SUCH LOCAL BOARDS WHICH SHALL, IN TURN, PAY OVER ALL AMOUNTS RECEIVED TO THE MAYOR AND CITY COUNCIL OF BALTIMORE, THE COUNTY COMMISSIONERS, OR THE COUNTY COUNCIL, AS THE CASE MAY BE.]]

(2) FEES PERTAINING TO REPORTS OR STATEMENTS REQUIRED TO BE FILED ONLY WITH A COUNTY BOARD SHALL BE PAID TO THE COUNTY BOARD WHICH SHALL, IN TURN, PAY OVER ALL AMOUNTS RECEIVED TO THE COUNTY.

[(b)] (H) The provisions of this section, [including] AND the provisions of § 26-11 with respect to the filing of reports or statements, are mandatory and not directory. However, [no] A candidate may NOT be disqualified for failure to file a report or statement OR TO PAY A LATE FILING FEE if the failure is found by a court of competent jurisdiction to be for just cause.